

**Amendment No. 2 to SB0857**

**Southerland  
Signature of Sponsor**

**AMEND Senate Bill No. 857**

**House Bill No. 540\***

by deleting all language after the enacting clause and substituting the following:

SECTION 1. Tennessee Code Annotated, Section 69-9-226, is amended by adding the following as a new subsection (d) and redesignating the existing subsection (d) accordingly:

(d)

(1) Except as permitted under subdivision (d)(4), a marina, livery, or other rental operation shall not hire, lease, or rent a motorboat to any renter without first providing the renter with an orientation pertinent to the motorboat type being hired, leased, or rented. Any orientation provided under this subdivision (d)(1) must be approved by the agency and include at least the following information:

(A) Basic operation of the motorboat, including steering capability when the power is decreased or at idle;

(B) Required safety equipment;

(C) Rules for the operation of vessels on the waters of this state;

(D) The meaning of the state uniform waterway marking system buoys; and

(E) Any laws or agency rules specific to the particular motorboat type.

(2) A renter must acknowledge in writing that the renter has received the orientation required by subdivision (d)(1) before the marina, livery, or other rental operation may allow the renter to operate the motorboat on the waters of this state.

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(3) A marina, livery, or other rental operation shall maintain any written acknowledgement executed by a renter from the marina, livery, or other rental operation under subdivision (b)(2) for a period of time to be established by rule of the agency, but not less than thirty (30) days. A written acknowledgement must be available for inspection by the agency during regular business hours.

(4) A marina, livery, or other rental operation is not required to provide orientation to a renter who:

(A) Has successfully completed a monitored NASBLA-approved boating safety examination as described in subdivision (a)(1) and received a certificate from the agency as described in subdivision (a)(2);

(B) Is a nonresident of this state who shows proof of successful completion of an approved NASBLA course;

(C) Has been issued an operator license by the United States coast guard; or

(D) Was born on or before January 1, 1989.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.